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# MEMO ENDORSED

June 26, 2008

## VIA FACSIMILE

Honorable Colleen McMahon, U.S.D.J.  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007  
(212) 805-6326

RE: Terrano v. Foster Wheeler, et. al.  
Civil Action No. 08 CV 4803 (DLC)

4684

Dear Judge McMahon:

This firm represents Foster Wheeler in the above-captioned matter. As Your Honor is aware, Foster Wheeler removed this case to federal court based upon the federal officer removal statute, 28 U.S.C. § 1442. Plaintiffs have filed a Motion to Remand the case back to New York State Court which is pending before this Court.

In accordance with the request from your Chambers, we write to inform Your Honor that this case has settled between plaintiffs and Foster Wheeler and Foster Wheeler will not oppose plaintiff's motion to remand this matter to New York State Court.

Thank you for Your Honor's attention to this matter.

Respectfully submitted,

SEDGWICK, DETERT, MORAN & ARNOLD LLP

Michael A. Tanenbaum

cc: All Counsel of Record

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